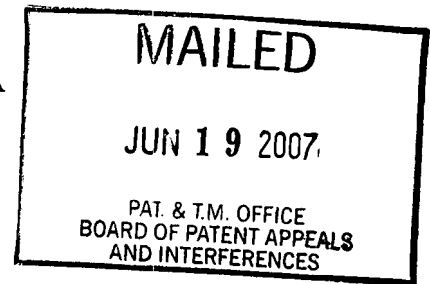


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte HIROAKI SHINOHARA

Application No. 09/898,422



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on June 8, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

On June 30, 2006, an Examiner's Answer was entered into the record. The examiner maintains claims 7-11 under grounds of rejection. However, on April 8, 2006, the appellants filed an amendment after final canceling claims 7-11, which were apparently considered by the examiner in the Examiner's Answer under the heading "Status of Amendment After Final". The examiner's answer is deficient because the examiner did not remove the cancelled claims from the grounds of rejection.

Application No. 09/898,422

Accordingly, it is ORDERED that the application is returned to the Examiner:

- 1) to issue a revised Examiner's Answer for the reasons set forth above; and
- 2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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